

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

(1) Zachery Martz #NV-0868
(Name of Plaintiff) (Inmate Number) :

301 Moga RD FRACKVILLE PA. 17932
(Address) :

(2) S Amy E
(Name of Plaintiff) (Inmate Number) :

(Address) :

(Each named party must be numbered,
and all names must be printed or typed)

vs. :

CIVIL COMPLAINT

(1) JOHN E wetzel :

(2) TABB Bickell :

(3) Supt. DeLBALSO
(Names of Defendants) :

(Each named party must be numbered,
and all names must be printed or typed)

JURY DEMAND

FILED
SCRANTON

NOV 15 2019

Per [Signature]
DEPUTY CLERK

TO BE FILED UNDER: 42 U.S.C. § 1983 - STATE OFFICIALS

X 28 U.S.C. § 1331 - FEDERAL OFFICIALS

I. PREVIOUS LAWSUITS

A. If you have filed any other lawsuits in federal court while a prisoner, please list the caption and case number including year, as well as the name of the judicial officer to whom it was assigned:

NA

II. EXHAUSTION OF ADMINISTRATIVE REMEDIES

In order to proceed in federal court, you must fully exhaust any available administrative remedies as to each ground on which you request action.

- A. Is there a prisoner grievance procedure available at your present institution? ☒ Yes ☐ No
- B. Have you fully exhausted your available administrative remedies regarding each of your present claims? ☐ Yes ☒ No

C. If your answer to "B" is Yes:

1. What steps did you take? N/A

2. What was the result? N/A

- D. If your answer to "B" is No, explain why not: IF I FILED I WOULD BE RETORTED BY SECURITY AND STAFF.

III. DEFENDANTS

(1) Name of first defendant: JOHN E WETZEL

Employed as SECRETARY ~~Department of Corrections~~ at HEAD QUARTERS (Doc)
Mailing address: 1920 Technology Parkway Mechanicsburg, PA. 17050

(2) Name of second defendant: TABB Bickell

Employed as Executive Deputy Secretary at HEAD QUARTERS
Mailing address: 1920 Technology Parkway Mechanicsburg, PA. 17050

(3) Name of third defendant: SUPT. THERESA DeLBALSO

Employed as SUPT. at SCI MAHANAH STATE PRISON
Mailing address: 301 MOREA RD FRACKVILLE, PA. 17932

(List any additional defendants, their employment, and addresses on extra sheets if necessary)

IV. STATEMENT OF CLAIM

(State here as briefly as possible the facts of your case. Describe how each defendant is involved, including dates and places. Do not give any legal arguments or cite any cases or statutes. Attach no more than three extra sheets if necessary.)

1. ALL LAST YEAR 2018 up TO APRIL 6, 2019 LEGAL MAIL
BEING COPIED. THERE WASNT ANY "ORIGINAL COPIES"
THAT WAS SENT BACK TO ME OR DESTROYED.

2. MAIL) WAS "Actually Destroyed". This Violates Plainly, my "Constitutional Rights" under "Fourth Amendment" "The Right of the People to Be secured in their Persons, houses, Papers AND
3. Effects Against UNREASONABLE Searches And Seizures shall not Be violated .. Act. And "Fourteenth Amend" .. OR be deprived of Life, Liberty, or Property, without due Process of LAW; Nor ~~shall~~ Private Property Be Taken for PUBLIC USE, EVEN MORE, "INVASION of PRIVACY Violates my Constitutional Rights."

V. RELIEF

(State briefly exactly what you want the court to do for you. Make no legal arguments. Cite no cases or statutes.)

1. All "Original Legal Work" AND All my Original MAIL Return To Sender.
2. \$150,000⁰⁰ Compensated for THE Violation of my, "Constitutional Rights" Especially, For violating my "Privacy" AND All the "ILLEGAL ~~seizure~~" of my Property.
- 3.

I declare under penalty of perjury that the foregoing is true and correct.

Signed this 8th day of Nov, 2019.


(Signature of Plaintiff)

**FORMS TO BE COMPLETED BY PRISONERS FILING A CIVIL RIGHTS
COMPLAINT UNDER 42 U.S.C. § 1983 or 28 U.S.C. § 1331**

COVER SHEET

THIS COVER SHEET CONTAINS IMPORTANT INFORMATION ABOUT FILING A COMPLAINT AND YOUR OBLIGATIONS IF YOU DO FILE A COMPLAINT. READ AND COMPLETE THE COVER SHEET BEFORE YOU PROCEED FURTHER.

The cost for filing a civil rights complaint is \$350.00.

If you do not have sufficient funds to pay the full filing fee of \$350.00 you need permission to proceed in forma pauperis. However, the court will assess and, when funds exist, immediately collect an initial partial filing fee of 20 percent of the greater of:

- 1) the average monthly deposits to your prison account for the past six months; or
- 2) the average monthly balance in your prison account for the past six months.

Thereafter, the institution in which you are incarcerated will be required to make monthly payments of 20% of the preceding month's deposits credited to your account until the entire filing fee is paid.

CAUTION: YOUR OBLIGATION TO PAY THE FULL FILING FEE WILL CONTINUE REGARDLESS OF THE OUTCOME OF YOUR CASE, EVEN IF YOUR COMPLAINT IS DISMISSED BEFORE THE DEFENDANTS ARE SERVED.

1. You shall file a complaint by completing and signing the attached complaint form and mailing it to the Clerk of Court along with the full filing fee of \$350.00. (In the event attachments are needed to complete the allegations in the complaint, no more than three (3) pages of attachments will be allowed.) If you submit the full filing fee along with the complaint, you DO NOT have to complete the rest of the forms in this packet. **Check here if you are submitting the filing fee with the complaint form.** No

2. If you cannot afford to pay the fee, you may file a complaint under 28 U.S.C. § 1915 without paying the full filing fee at this time by completing the following: (1) Complaint Form; (2) Application To Proceed In Forma Pauperis; and (3) Authorization Form. You must properly complete, sign and submit all three standard forms or your complaint may be returned to you by the Clerk of Court. **Check here if you are filing your complaint under 28 U.S.C. § 1915 without full prepayment of fees.** Yes

Please Note: If your case is allowed to proceed and you are awarded compensatory damages against a correctional facility or an official or agent of a correctional facility, the damage award will first be used to satisfy any outstanding restitution orders pending. Before payment of any compensatory damages, reasonable attempts will be made to notify the victims of the crime for which you were convicted concerning payment of such damages. The restitution orders must be fully paid before any part of the award goes to you.

DO NOT DETACH THE COVER SHEET FROM THE REST OF THE FORMS

Zachery Martz # NV0868
Pa Dec Sci Mahaney
Po Box 33028
SAINT PETERSBURG, Florida. 33733

INMATE MAIL
PA DEPT OF CORRECTIONS



U.S. POSTAGE >> PITNEY BOWES
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RECEIVED
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NOV 15 2019

PER

AND

1850135001 C770

New Case

10F1

Clerk of Courts

United States Middle District

235 N. Washington Avenue

Scranton, Pa. 18501